

MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION, BHOPAL

Sub : In the matter of permission for allowing 1.5 MVA temporary connection load at 11 KV to MB Power (Madhya Pradesh) Ltd. located at Laharpur Village, Jatahri Tehsil, Dist. Anuppur.

Petition No. 59/2011

ORDER

(Date of order 22nd November, 2011)

M/s MB Power (Madhya Pradesh) Ltd., - Petitioner
Hotel Govindam Complex,
Kotma Road, Anuppur – 484224.

V/s

M.P.Poorv Kshetra Vidyut Vitaran Co. Ltd., - Respondent
Shakti Bhawan, Rampur, Jabalpur.

2. The present petition is filed for allowing 1.5 MVA temporary connection load at 11 KV to MB Power (Madhya Pradesh) Ltd. located at Laharpur Village, Jatahri Tehsil, Dist. Anuppur.

3. Petitioner is a generating company which is in process of setting up of 2000 MW coal based thermal power plant at Laharpur Village, Jatahri Tehsil, Dist. Anuppur. Petitioner vide letter dated 17.02.2010 and 03.04.2010 applied to Respondent for availing supply at 33 KV in phased manner for construction work. Thereafter, Respondent vide letter dated 14.05.2010 sanctioned the load of 5 MVA in phased manner to Petitioner. Technical sanction was also given vide letter dated 17.07.2010 for construction of 33 KV dedicated feeder from ATPS Chachai, to project site of Petitioner at Laharpur Village. Petitioner deposited an amount of Rs. 82.01 lakhs towards security deposit and Rs. 37.50 lakhs towards supply affording charges, as required for execution of agreement. The work order No. 3988 dated 23.09.2010 was also issued by EE (O&M), Anuppur.

4. Thereafter, Petitioner wrote a letter to the Superintending Engineer (O&M) Shahdol on 13.07.2011 requesting the latter to execute an agreement to supply

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construction power of 33 KV level in phase manner through dedicated feeder emanating from ATPS Chachai, at project site of Petitioner. However, it has been mentioned by Petitioner that due to non-availability of source of power of adequate capacity at ATPS Chachai, the agreement could not be signed.

5. Petitioner has stated that the present requirement of power for construction work has already increased to 1 MVA as against the available temporary connection of 300 KVA and this requirement would further increase to 1.5 MVA shortly. Hence, Petitioner has requested the Commission to grant permission to draw the required demand of 1.5 MVA at 11 KV level through existing feeder as an interim arrangement till the construction work at 33 KV level is completed at project site and also seeks an exemption from paying charges towards any interim arrangement for capacity augmentation. The Petitioner has submitted following grounds in support of the said request:

Presently, there are two transformers at Jatahri 33/11 KV Substation. From this sub-station power is being supplied to project site of MB Power (Madhya Pradesh) Ltd., One transformer of 3.15 MVA is catering the present demand of all feeders emanating from the sub-station. Another transformer of 1.6MVA is lying uncharged as capacity augmentation of sub-station is sanctioned and shortly to be implemented. If this capacity is augmented from 1.6 MVA to 5 MVA the power requirement of Petitioner can be met partially till the time construction power at 33 KV level is made available at project site.

6. Petitioner has also submitted that as the proposed arrangement is an interim arrangement, hence the cost towards such capacity augmentation should be borne by Respondent, however, Petitioner has agreed to pay the tariff, surcharge and other charges as applicable.

7. Petitioner had already applied to CE (Rewa Region), MPPKVCL on 29.08.2011 for enhancing the load at least by further 500 KVA or more to the maximum possible extent in addition to existing sanctioned temporary connection load of 300 KVA.

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8. According to Electricity Supply Code, 2004 and Retail Tariff Order for FY 2011-12, the contract demand upto 300 KVA shall be catered on 11 KV. Clause 1.18 of the tariff order and Clause 3.4 of the Supply Code, 2004 (Seventeenth Amendment) stipulates different supply voltages as per maximum & minimum limits of contract demand. The said Clauses are reproduced below :

Clause No. 1.18 of Tariff Order FY 2011-12

Standard Supply Voltage	Minimum contract demand	Maximum contract demand
11 KV	50 KVA	300 KVA
33 KV	100 KVA	10000 KVA
132 KV	5000 KVA	50000 KVA
220 KV/400 KV	40000 KVA	---

Clause 3.4 of the Supply Code, 2004 (Seventeenth Amendment)

Supply Voltage	Minimum contract demand	Maximum contract demand
230 volts	--	3 KW
400 volts	Above 2 KW	75 Kw (connected load may be up to and including 150 HP)
11 KV	50 KVA	300 KVA
33 KV	100 KVA	10000 KVA
132 KV	5000 KVA	50000 KVA
220 KV	40000 KVA	---

Provided that deviation, if any, in respect of above minimum/maximum contract demand on account of technical reasons may be permitted after obtaining specific approval of the Commission by the consumer.

9. In the present petition, the Petitioner is seeking permission to draw the required demand of 1.5 MVA at 11 KV level through existing feeder as an interim arrangement, due to non-availability of adequate means of supply construction power at 33 KV level.

10. The case was listed for hearing on 18.10.2011.

11. During the hearing, the representative of Petitioner submitted that the construction activity of the project is going on and they are in need of 1.5 MVA power

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immediately. He has further submitted that 1.5 MVA power at 11 KV may be sanctioned as an interim arrangement because permanent power for 5 MVA at 33 KV could not be made available by East Discom. During the hearing, the representative of Respondent submitted that Petitioner has not executed the agreement for permanent power for 5 MVA till date. However, the representative of Petitioner informed that he has approached the East Discom for execution of agreement but due to non-availability of adequate means of supplying power of 5 MVA, the agreement could not be finalized, though, the required amount of supply affording charges and security deposit were deposited by Petitioner. Also a work order was issued on 23.9.2010 by the Executive Engineer (O&M), Anuppur. Accordingly, Petitioner Company has completed the construction work of 33 KV line.

12. During the hearing, the Commission enquired from Respondent as to how the work order was issued by the Executive Engineer (O&M) Anuppur in the absence of execution of agreement for permanent power. The representative of Respondent could not reply. The Commission also enquired of the Respondent regarding original schedule of completion of work of 40 MVA power transformer at Chachai Sub-station. The Commission further enquired of the Petitioner whether their requirement of power of 1.5 MVA could be met through DG set. The representative of Petitioner submitted that the requirement may be fulfilled but there would be huge commercial loss to Petitioner Company. On enquiring regarding non-execution of agreement for more than a year, the representative of Petitioner could not reply satisfactorily.

13. On hearing Petitioner and Respondent, the Commission was of the view that there is a delay in commissioning of 40 MVA power transformer by the Generating Company at Chachai Sub-station and proper procedure in dealing with the HT connection was not followed by Respondent. The Commission directed the CMD, MP Poorv Kshetra Vidyut Vitaran Co. Ltd. to appear before the Commission on the next

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date of hearing. The Commission also directed to issue notices to MP Power Transmission Co. Ltd. and MP Power Generating Co. Ltd. to attend the hearing.

14. The case was listed for hearing on 22.11.2011. However, Petitioner vide letter dated 17.11.2011 informed the Commission that Respondent vide letter dated 17.11.2011 has intimated them that the 33 KV permanent construction power would be made available by the end of November, 2011. In light of confirmation of Respondent to make available permanent power at 33 KV, Petitioner has sought permission for withdrawal of the above petition

15. Considering the request and facts of the case, the Commission allows Petitioner to withdraw the petition.

16. In view of the above, the Petition No. 59 of 2011 stands disposed of.

Ordered accordingly,

sd/-
(C.S.Sharma)
Member (Eco.)

sd/-
(K.K.Garg)
Member (Engg.)

sd/-
(Rakesh Sahni)
Chairman